

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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Taberna Capital Management, LLC and Larry	:	
Lattig, Litigation Trustee for the First Magnus	:	
Litigation Trust, as Successor in Interest to	:	
Taberna Capital Management, LLC and The Bank	:	No. 08-cv-11355 (DLC)
of New York Mellon Trust Company, N.A.,	:	
Solely in its Capacity as Trustee under the	:	
Indenture and Property Trustee for the First	:	
Magnus TPS Trust,	:	
	:	DECLARATION OF LAWRENCE D.
	:	MORRISS, JR. IN SUPPORT OF
Plaintiffs,	:	PLAINTIFF'S OPPOSITION TO
	:	GURPREET JAGGI'S MOTION FOR
-against-	:	SUMMARY JUDGMENT
	:	
Gurpreet S. Jaggi,	:	
	:	
Defendant.	:	
	:	
-----X	:	

1. My name is Lawrence D. Morriss, Jr. I am over eighteen 18 years of age and am fully competent and authorized to execute this Declaration. The matters stated herein are true and correct and within my personal knowledge.

2. I submit this Declaration in support of Plaintiffs' Opposition to Gurpreet Jaggi's Motion for Summary Judgment.

3. I am a Certified Public Accountant (CPA) specializing in, among other things, valuation and damage matters, and I am also a Certified Valuation Analyst (CVA), a Certified Fraud Examiner (CFE) and certified in financial forensics (CFF). I have more than thirty (30) years of accounting, tax, financial, forensic investigations, expert testimony, valuation, insolvency and damage analysis experience.

4. I was retained by Plaintiffs to perform an analysis of the underlying facts and render expert opinions based on my education, training, skill, and experience.

5. Attached as Exhibit 1 is the affirmative report I prepared in that regard dated July 30, 2010, including Tabs 2 through 6 (the "Report"). Some of the opinions and analyses in my Report referred to a report I issued in *Lattig v. Jaggi, et al. (In re First Magnus Financial Corp.)*, Adv. No. 4:09-ap-00211, Case No. 4:07-bk-01578, in the United States Bankruptcy Court for the District of Arizona ("Bankruptcy Case"), which is attached hereto as Exhibit 2.

6. On November 4, 2010, I issued a supplemental and rebuttal report in the Bankruptcy Case. To reflect the supplemental report issued in the Bankruptcy Case, I also issued a supplemental report in the above-captioned case on November 4, 2010. Attached as Exhibit 3 is the supplemental report I issued in this case, incorporating the supplemental and rebuttal report issued in the Bankruptcy Case, which is attached as Exhibit 4.

7. I hereby incorporate my Report, as supplemented, as if fully set forth herein.

8. I declare under penalty of perjury as prescribed by 28 U.S.C. § 1746 that the foregoing Declaration is true and correct.

Executed this 10th day of Nov., 2010.

By/s/ Lawrence D. Morriss, Jr.
Lawrence D. Morriss, Jr.
Mesirow Financial Consulting, LLC
666 3rd Avenue, 21st Floor
Chrysler Center
New York, New York 10017